

### REMARKS

Applicant encloses with this letter replacement pages 37-46. Replacement pages 37-46 incorporate an amended claim set and are intended to replace pages 37-46 filed with the telefax of 6 December 2004. Applicants have further amended the claims to correct typographical errors and to address the clarity objections. Specifically:

Claim 1 has been amended to correct punctuation errors;

Claim 6 has been amended to be directed to a process for preparing a compound of formula IV from a compound of formula VII as set forth on page 7, line 10 of the specification;

Claim 7 has been amended to correct punctuation errors;

Claim 9 has been amended to depend from claim 6;

Claim 10 has been amended to depend from claim 7 and to correct step (b) to be directed to the preparation of a compound of formula VIII from a compound of formula XIII as set forth on page 14, line 1 of the specification; and

Claim 11 has been amended to correct punctuation and typographical errors.

No new matter has been added by the present amendments.

Support for the term "chiral auxiliary" found in claims 8 and 9 can be found on page 25, line 10 through page 26, line 3. Based on this disclosure, it would be clear to one of skill in the art what was meant by "chiral auxiliary". Applicant respectfully requests this objection be withdrawn.

Respectfully submitted,

Date: May 2, 2005



Christine S. Lee, Ph.D.  
Patent Counsel

Enc.: Replacement pages 37-46